

2. The above-entitled action is one in which this Court has original jurisdiction pursuant to Title 28 U.S.C. §1332. Defendants seek to remove this action to this Court under Title 28 U.S.C. §1441(a).

3. Copies of the Complaint and of Defendants' Answer and Affirmative Defenses as filed in the Circuit Court for the City of Portsmouth, Virginia are attached as **Exhibit 1** and **Exhibit 2**, respectively.

4. The above-entitled matter is a civil action in which the Plaintiff alleges negligence against Defendants in connection with a vehicular crash that occurred on January 27, 2020.

5. Defendants are entitled to removal because there is complete diversity of citizenship between Plaintiff and Defendants and the amount in controversy exceeds \$75,000.

6. Plaintiff is a Virginia resident. See **Exhibit 1**, Complaint, ¶ 1.

7. Joshua Hulsey is a resident of Temple, Georgia.

8. Nikloads, LLC is a limited liability corporation organized and existing under the laws of Georgia, with its principal place of business in Douglasville, Georgia.

9. Plaintiff's Complaint seeks damages of \$750,000 and Plaintiff has demanded a trial by jury.

WHEREFORE, Petitioner/Defendant, Joshua Hulsey respectfully requests that the above-entitled action be removed from the Circuit Court for the City of Portsmouth, Virginia to the United States District Court for the Eastern District of Virginia.

Respectfully submitted this 29th day of September 2020.

JOSHUA HULSEY,

By Counsel,

/s/

Lindsey A. Lewis, Esq. (VSB #73141)

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Counsel for Defendants

CERTIFICATE OF SERVICE

I hereby certify that on this 29th day of September 2020 I will electronically file the foregoing with the Clerk of Court using the CM/ECF system, which (if counsel has registered with CM/ECF) will then send a notification of such filing (NEF) to the following:

John E. Basilone, Esq. (VSB #28851)

GOSS & FENTRESS, PLC

735 Newtown Road, Suite 100

Norfolk, Virginia 23502

Telephone: (757) 466-1095

Facsimile: (757) 461-4670

Counsel for Plaintiff

I hereby further certify that a true and accurate copy of the foregoing *Notice of Removal* was served, via U.S. Mail, postage prepaid, this 29th day of September 2020 upon:

John E. Basilone, Esq. (VSB #28851)

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Counsel for Plaintiff

/s/

Michael T. Essig